

No. 2019-1828

**In the United States Court of Appeals
for the Federal Circuit**

IN RE: GOOGLE TECHNOLOGY HOLDINGS LLC

*ON APPEAL FROM THE UNITED STATES PATENT AND TRADEMARK OFFICE
PATENT TRIAL AND APPEAL BOARD
(APPEAL NO. 2018-005548)
(APPLICATION NO. 15/179,765)*

**APPELLANT GOOGLE TECHNOLOGY HOLDINGS LLC'S
UNOPPOSED RESPONSE TO THE COURT'S APRIL 22, 2020 ORDER**

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FORM 9. Certificate of Interest

Form 9
Rev. 10/17

UNITED STATES COURT OF APPEALS FOR THE FEDERAL CIRCUIT

In re: Google Technology Holdings LLC v. _____

Case No. 19-1828

CERTIFICATE OF INTEREST

Counsel for the:

☐ (petitioner) ☒ (appellant) ☐ (respondent) ☐ (appellee) ☐ (amicus) ☐ (name of party)

Google Technology Holdings LLC

certifies the following (use "None" if applicable; use extra sheets if necessary):

1. Full Name of Party Represented by me	2. Name of Real Party in interest (Please only include any real party in interest NOT identified in Question 3) represented by me is:	3. Parent corporations and publicly held companies that own 10% or more of stock in the party
Google Technology Holdings LLC	Google Technology Holdings LLC	Google International LLC
		Google LLC
		XXVI Holdings Inc.
		Alphabet Inc.

4. The names of all law firms and the partners or associates that appeared for the party or amicus now represented by me in the trial court or agency or are expected to appear in this court **(and who have not or will not enter an appearance in this case)** are:

Lowenstein Sandler LLP: Hang Gao, Marina Portnova, Garrett R. Miedema*, Darrin E. Burnham*

*No longer with firm.

FORM 9. Certificate of Interest

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5. The title and number of any case known to counsel to be pending in this or any other court or agency that will directly affect or be directly affected by this court's decision in the pending appeal. *See* Fed. Cir. R. 47. 4(a)(5) and 47.5(b). (The parties should attach continuation pages as necessary).

None.

7/21/2020

Date

/s/ Andrew Trask

Signature of counsel

Andrew Trask

Printed name of counsel

Please Note: All questions must be answered

cc: counsel of record (via ECF)

Reset Fields

Appellant Google Technology Holdings LLC (“Google”) respectfully responds to the Court’s April 22, 2020 Order granting Google’s unopposed motion to stay this appeal for ninety days and ordering the parties to advise the Court how they believe the appeal should proceed within that time. The United States Patent and Trademark Office is in agreement with the proposal below.

On April 3, 2020, Google sought a 90-day stay of this appeal in order to permit the Court to hear traditional, in-person argument after the social-distancing guidelines necessitated by the current health crisis had been relaxed. On April 22, 2020, the Court granted the requested 90-day stay and ordered the parties to provide a status update before the stay expires.

At this time, unfortunately, the health crisis remains ongoing, and it is unclear when in-person arguments will be able to resume safely. Accordingly, Google respectfully requests that the Court allow the 90-day stay to expire and that the Court schedule this appeal for oral argument, whether in person or telephonic, at the Court’s convenience.

For all the reasons explained in Google’s request for a stay, Google respectfully maintains that oral argument is appropriate in this appeal and therefore respectfully requests that the case not be submitted on the briefs.

First, Google believes the Court will benefit from argument in this case involving complex technology. Second, Google believes that oral argument in this matter would promote our profession's goal of obtaining argument experience for junior attorneys. In furtherance of that goal, Google asked Ms. Kayali, a 2014 law school graduate and the attorney for Google most knowledgeable about the subject matter, to argue this appeal. If argument occurs in this matter, it will be Ms. Kayali's first appellate oral argument.

Counsel for Google discussed the above considerations with counsel for the Patent and Trademark Office, which is in agreement that the case should be scheduled for argument at this time.

JULY 21, 2020

Respectfully submitted,

/s/ Andrew Trask
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CERTIFICATE OF COMPLIANCE WITH TYPEFACE AND WORD-COUNT LIMITATIONS

I, Andrew Trask, counsel for appellant and a member of the Bar of this Court, certify, pursuant to Federal Rule of Appellate Procedure 32(g)(1) and 27(d)(2)(A), that the attached Unopposed Response to Order of April 22, 2020 is proportionally spaced, has a typeface of 14 points or more, and contains 317 words.

/s/ Andrew Trask
Andrew Trask